This 2021 Amendment to Interlocal Agreement ("2021 Amendment") is entered into by and between Broward County, a political subdivision of the State of Florida ("County"), and the municipalities executing a signature page bearing the above legend, each of which is a municipal corporation existing under the laws of the State of Florida, (each a "Municipality" and, collectively "Municipalities"). County and Municipalities are collectively referred to as the "Parties."

# **RECITALS**

A. Section 336.025(1)(b), Florida Statutes, authorizes the County to extend the levy of the additional three-cent local option gas tax upon every gallon of motor fuel sold in Broward County for a period not to exceed thirty (30) years on a majority vote of the governing body of the County.

B. The Broward County Board of County Commissioners enacted Section 31½-38, Broward County Code of Ordinances, effective January 1, 1994, through December 31, 2024, pursuant to Section 336.025(1)(b), Florida Statutes, imposing the levy of the three-cent (\$.03) local option fuel tax for thirty (30) years and providing for a method of distribution of the proceeds of the tax.

C. The method for distribution of the proceeds is established by an Interlocal Agreement with Municipalities representing a majority of the population of the incorporated area within the County ("Interlocal Agreement").

D. Paragraph 3 of the Interlocal Agreement requires annual adjustment of the division and distribution of the proceeds based upon the population of the individual Municipalities and unincorporated Broward County in accordance with the population figures set forth in the most current edition of "Florida Estimates of Population," published by the Bureau of Economics and Business Research, Population Division, University of Florida ("BEBR Figures").

E. Due to the delay in finalizing the decennial census numbers, the Parties must utilize the BEBR Figures available as of March 22, 2021, which have not been updated to include the decennial census numbers.

NOW, THEREFORE, for good and valuable consideration, and pursuant to the authorization of Section 336.025(1)(b)2., Florida Statutes, the County and Municipalities agree as follows:

1. Paragraph 2 of the Interlocal Agreement, as previously amended, is hereby amended to read:

2. Forty-eight and Seventy-three One-hundredths percent (48.73%) of the

total proceeds from the additional three-cent local option fuel tax shall be divided and distributed to the County, and the remaining Fifty-one and Twenty-seven One-hundredths percent (51.27%) of the total proceeds from the additional threecent local option fuel tax shall be divided among and distributed to the eligible municipalities within the County as follows:

|                       | FY22 Percent Share of |
|-----------------------|-----------------------|
| Recipient             | Proceeds              |
| Coconut Creek         | 1.572815%             |
| Cooper City           | 0.909565%             |
| Coral Springs         | 3.457422%             |
| Dania Beach           | 0.861661%             |
| Davie                 | 2.809792%             |
| Deerfield Beach       | 2.144536%             |
| Fort Lauderdale       | 5.063804%             |
| Hallandale Beach      | 1.068416%             |
| Hillsboro Beach       | 0.051809%             |
| Hollywood             | 4.060705%             |
| Lauderdale-by-the-Sea | 0.168641%             |
| Lauderdale Lakes      | 0.976995%             |
| Lauderhill            | 1.939358%             |
| Lazy Lake             | 0.000748%             |
| Lighthouse Point      | 0.281808%             |
| Margate               | 1.587472%             |
| Miramar               | 3.714462%             |
| North Lauderdale      | 1.218308%             |
| Oakland Park          | 1.222587%             |
| Parkland              | 0.947867%             |
| Pembroke Park         | 0.170460%             |
| Pembroke Pines        | 4.518911%             |
| Plantation            | 2.428698%             |
| Pompano Beach         | 3.020854%             |
| Sea Ranch Lakes       | 0.018242%             |
| Southwest Ranches     | 0.208254%             |
| Sunrise               | 2.523143%             |
| Tamarac               | 1.767695%             |
| Weston                | 1.803777%             |
| West Park             | 0.407306%             |
| Wilton Manors         | 0.343889%             |
| Total Incorporated    | 51.270000%            |

Population of Each Eligible Municipality Total County Incorporated Area Population x 51.27% = 2. Paragraph 3 of the Interlocal Agreement, as previously amended, is hereby amended to read:

3. The population figures set out herein are based on the figures contained in the document referred to as the "Florida Estimates of Population," published on an annual basis by the Bureau of Economics and Business Research, Population Division, University of Florida available as of March 22, 2021, attach hereto as **Exhibit A**. The population figures to be utilized in the formula described in Paragraph 2 of this Interlocal Agreement for the division and distribution of the proceeds from the additional three-cent local option fuel tax shall be adjusted annually based on the then-current "Florida Estimates of Population."

| Recipient             | BEBR Population<br>4/1/20 |
|-----------------------|---------------------------|
| Coconut Creek         | 58,803                    |
| Cooper City           | 34,006                    |
| Coral Springs         | 129,263                   |
| Dania Beach           | 32,215                    |
| Davie                 | 105,050                   |
| Deerfield Beach       | 80,178                    |
| Fort Lauderdale       | 189,321                   |
| Hallandale Beach      | 39,945                    |
| Hillsboro Beach       | 1,937                     |
| Hollywood             | 151,818                   |
| Lauderdale-by-the-Sea | 6,305                     |
| Lauderdale Lakes      | 36,527                    |
| Lauderhill            | 72,507                    |
| Lazy Lake             | 28                        |
| Lighthouse Point      | 10,536                    |
| Margate               | 59,351                    |
| Miramar               | 138,873                   |
| North Lauderdale      | 45,549                    |
| Oakland Park          | 45,709                    |
| Parkland              | 35,438                    |
| Pembroke Park         | 6,373                     |
| Pembroke Pines        | 168,949                   |
| Plantation            | 90,802                    |
| Pompano Beach         | 112,941                   |
| Sea Ranch Lakes       | 682                       |
| Southwest Ranches     | 7,786                     |

For the purpose of this Agreement, the population figures are as follows:

| Recipient           | BEBR Population<br>4/1/20 |
|---------------------|---------------------------|
| Sunrise             | 94,333                    |
| Tamarac             | 66,089                    |
| Weston              | 67,438                    |
| West Park           | 15,228                    |
| Wilton Manors       | 12,857                    |
| Total Incorporated  | 1,916,837                 |
| Unincorporated Area | 15,375                    |
| Total County        | 1,932,212                 |

3. This 2021 Amendment shall be effective as of the date it is executed by the County after having previously been executed by Municipalities cumulatively representing a majority of the incorporated area population of the County. The amended population figures and share of proceeds shall take effect as provided by applicable law.

4. In the event any provision within this 2021 Amendment is found by a court of competent jurisdiction to be invalid, the remaining provisions shall continue to be effective unless the County or any executing Municipality necessary to maintain the cumulative majority referenced in the preceding paragraph elects to terminate the Interlocal Agreement. The election to terminate pursuant to this provision must be made within seven (7) days after such court ruling; provided, however, that if a timely notice appealing the court ruling is filed, the election shall be held in abeyance until the appeal is determined or dismissed.

5. Except to the extent amended, the Interlocal Agreement shall remain in full force and effect. In the event of any conflict between the terms of this 2021 Amendment and the Interlocal Agreement, as previously amended, the Parties acknowledge that this 2021 Amendment shall control.

6. This 2021 Amendment may be executed in several counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute one and the same instrument.

[THE REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.]

IN WITNESS WHEREOF, the Parties have made and executed this 2021 Amendment to the Interlocal Agreement on the respective dates under each signature: Broward County through its Board of County Commissioners, signing by and through its County Administrator, authorized to execute same by Board action on April 20th, 2021, and each Municipality, signing by and through the official indicated on each signature page, duly authorized to execute same.

### COUNTY

| WITNESSES:  | Broward County, by and through its County Administrator  |
|-------------|--|
| Print Name: | Bertha Henry   |
| Print Name: | day of, 20   |
|             | Approved as to form by<br>Andrew J. Meyers<br>Broward County Attorney<br>Governmental Center, Suite 423<br>115 South Andrews Avenue<br>Fort Lauderdale, Florida 33301<br>Telephone: (954) 357-7600<br>Telecopier: (954) 357-7641 |
|             | By   |

Annika E. Ashton (Date) Deputy County Attorney

# **MUNICIPALITY**

| WITNESSES:            | Municipality: COCONUT CREEK By Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk | Municipa  | Manager |
|                       | day of  | C C     |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                 |         |
|                       | Ву  |         |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: COOPER CITY |         |
|-----------------------|---------------------------|---------|
|                       | By<br>Mayor-Commiss       | sioner  |
|                       | day of                    | , 20    |
| ATTEST:               |                           |         |
| By<br>Municipal Clerk | Municipa                  | Manager |
|                       | day of                    | Ū       |
| (CORPORATE SEAL)      | APPROVED AS TO FO         | DRM:    |
|                       | By                        |         |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: CORAL SPRINGS |         |
|-----------------------|-----------------------------|---------|
|                       | By<br>Mayor-Commiss         | ioner   |
|                       | day of                      | , 20    |
| ATTEST:               |                             |         |
| By<br>Municipal Clerk | Municipal                   | Manager |
|                       |                             | C C     |
|                       | day of                      | , 20    |
| (CORPORATE SEAL)      | APPROVED AS TO FC           | DRM:    |
|                       | Ву                          |         |

# **MUNICIPALITY**

| WITNESSES:       | Municipality: DANIA BEACH |         |
|------------------|---------------------------|---------|
|                  | By<br>Mayor-Commiss       | ioner   |
|                  | day of                    | , 20    |
| ATTEST:          |                           |         |
| Ву               |                           |         |
| Municipal Clerk  | Municipal                 | Manager |
|                  | day of                    | , 20    |
| (CORPORATE SEAL) | APPROVED AS TO FC         | DRM:    |
|                  | Ву                        |         |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: DAVIE<br>By<br>Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk | Municipal                                       | Manager |
|                       | day of  | , 20    |
| (CORPORATE SEAL)      | APPROVED AS TO FC                               | DRM:    |
|                       | Ву  |         |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: DEERFIELD BEACH By Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk | Municipal   | Manager |
| Manopa Clork          | day of  | C C     |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                   | RM:     |
|                       | Ву  |         |

| WITNESSES:            | Municipality: FORT LAUDERDALE |        |
|-----------------------|-------------------------------|--------|
|                       | By<br>Mayor-Commiss           | sioner |
|                       | day of                        | , 20   |
| ATTEST:               |                               |        |
| By<br>Municipal Clerk |                               |        |
| Municipal Clerk       | Municipal Manager             |        |
|                       | day of                        | , 20   |
| (CORPORATE SEAL)      | APPROVED AS TO FO             | ORM:   |
|                       | By<br>Municipal Attorr        | ney    |

| WITNESSES:            | Municipality: HALLANDALE BEACH |  |
|-----------------------|--------------------------------|--|
|                       | By<br>Mayor-Commissioner       |  |
|                       | day of, 20                     |  |
| ATTEST:               |                                |  |
| By<br>Municipal Clerk | Municipal Manager              |  |
|                       | day of, 20                     |  |
| (CORPORATE SEAL)      | APPROVED AS TO FORM:           |  |
|                       | By<br>Municipal Attorney       |  |

| WITNESSES: |                | Municipality: HILLSBORO BEACH |         |
|------------|----------------|-------------------------------|---------|
|            |                | By<br>Mayor-Commissi          | oner    |
|            |                | day of                        | , 20    |
| ATTEST:    |                |                               |         |
| By<br>Мι   | unicipal Clerk | Municipal                     | Manager |
|            |                | day of                        | , 20    |
| (C         | ORPORATE SEAL) | APPROVED AS TO FO             | RM:     |
|            |                | By<br>Municipal Attorne       | ey      |

| WITN | ESSES:           | Municipality: HOLLYWOOD  |       |
|------|------------------|--------------------------|-------|
|      |                  | By<br>Mayor-Commissioner |       |
|      |                  | day of                   | _, 20 |
| ATTE | ST:              |                          |       |
| Ву   | Municipal Clerk  | Municipal Manage         |       |
|      |                  | day of                   | _, 20 |
|      | (CORPORATE SEAL) | APPROVED AS TO FORM:     |       |
|      |                  | By<br>Municipal Attorney |       |

| WITNESSES: |                  | Municipality: LAUDERDALE-BY-THE-SEA |      |
|------------|------------------|-------------------------------------|------|
|            |                  | By<br>Mayor-Commissioner            |      |
|            |                  | day of                              | , 20 |
| ATTE       | ST:              |                                     |      |
| Ву         | Municipal Clerk  | Municipal Mana                      | iger |
|            |                  | day of                              | , 20 |
|            | (CORPORATE SEAL) | APPROVED AS TO FORM:                |      |
|            |                  | By<br>Municipal Attorney            |      |

| WITNESSES: |                  | Municipality: LAUDERDALE LAKES |      |
|------------|------------------|--------------------------------|------|
|            |                  | By<br>Mayor-Commissioner       |      |
|            |                  | day of                         | , 20 |
| ATTI       | EST:             |                                |      |
| Ву _       | Municipal Clerk  | Municipal Mana                 | ger  |
|            |                  | day of                         | , 20 |
|            | (CORPORATE SEAL) | APPROVED AS TO FORM:           |      |
|            |                  | By<br>Municipal Attorney       |      |

| WITNESSES:      |            | Municipality: LAUDERHI   | LL      |
|-----------------|------------|--------------------------|---------|
|                 |            | By<br>Mayor-Commissio    | ner     |
|                 |            | day of                   | , 20    |
| ATTEST:         |            |                          |         |
| By<br>Municipal | Clerk      | Municipal N              | lanager |
|                 |            | day of                   | , 20    |
| (CORPOF         | RATE SEAL) | APPROVED AS TO FOR       | RM:     |
|                 |            | By<br>Municipal Attorney | /       |

| ITIW | NESSES:          | Municipality: LAZY LAKE  |      |
|------|------------------|--------------------------|------|
|      |                  | By<br>Mayor-Commissioner |      |
|      |                  | day of                   | , 20 |
| ATTI | EST:             |                          |      |
| By _ | Municipal Clerk  | Municipal Manage         |      |
|      |                  | day of                   |      |
|      | (CORPORATE SEAL) | APPROVED AS TO FORM:     |      |
|      |                  | By<br>Municipal Attorney |      |

# **MUNICIPALITY**

| WITNESSES:       | Municipality: LIGHTHO | USE POINT |
|------------------|-----------------------|-----------|
|                  | By<br>Mayor-Commiss   | ioner     |
|                  | day of                | , 20      |
| ATTEST:          |                       |           |
| Ву               |                       |           |
| Municipal Clerk  | Municipal             | Manager   |
|                  | day of                | , 20      |
| (CORPORATE SEAL) | APPROVED AS TO FO     | DRM:      |
|                  | Ву                    |           |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: MARGAT | E       |
|-----------------------|----------------------|---------|
|                       | By<br>Mayor-Commiss  | ioner   |
|                       | day of               | , 20    |
| ATTEST:               |                      |         |
| By<br>Municipal Clerk | Municipal            | Manager |
|                       | day of               | , 20    |
| (CORPORATE SEAL)      | APPROVED AS TO FO    | DRM:    |
|                       | Ву                   |         |

### **MUNICIPALITY**

| WITNESSES:       | Municipality: MIRAMA | २         |
|------------------|----------------------|-----------|
|                  | By<br>Mayor-Commiss  | sioner    |
|                  | day of               | , 20      |
| ATTEST:          |                      |           |
| Ву               |                      |           |
| Municipal Clerk  | Municipa             | l Manager |
|                  | day of               | , 20      |
| (CORPORATE SEAL) | APPROVED AS TO FO    | DRM:      |
|                  | Bv                   |           |

# **MUNICIPALITY**

| WITNESSES:       | Municipality: NORTH L | AUDERDALE |
|------------------|-----------------------|-----------|
|                  | By<br>Mayor-Commiss   | ioner     |
|                  | day of                | , 20      |
| ATTEST:          |                       |           |
| Ву               |                       |           |
| Municipal Clerk  | Municipal             | Manager   |
|                  | day of                | , 20      |
| (CORPORATE SEAL) | APPROVED AS TO FO     | DRM:      |
|                  | Ву                    |           |

| WITNESSES:            | Municipality: OAKLAND PARK |       |  |
|-----------------------|----------------------------|-------|--|
|                       | By<br>Mayor-Commiss        | ioner |  |
|                       | day of                     | , 20  |  |
| ATTEST:               |                            |       |  |
| By<br>Municipal Clerk |                            |       |  |
| Municipal Clerk       | Municipal Manager          |       |  |
|                       | day of                     | , 20  |  |
| (CORPORATE SEAL)      | APPROVED AS TO FO          | DRM:  |  |
|                       | By<br>Municipal Attorn     |       |  |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: PARKLAN | ID      |
|-----------------------|-----------------------|---------|
|                       | By<br>Mayor-Commiss   | ioner   |
|                       | day of                | , 20    |
| ATTEST:               |                       |         |
| By<br>Municipal Clerk | Municipal             | Manager |
|                       | municipal             | Manager |
|                       | day of                | , 20    |
| (CORPORATE SEAL)      | APPROVED AS TO FO     | DRM:    |
|                       | Ву                    |         |

# **MUNICIPALITY**

| WITNESSES:       | Municipality: PEMBROKE PARK By Mayor-Commissioner |      |
|------------------|---|------|
|                  |   |      |
|                  | day of  | , 20 |
| ATTEST:          |   |      |
| By               |   |      |
| Municipal Clerk  | Municipal Manager                                 |      |
|                  | day of  | , 20 |
| (CORPORATE SEAL) | APPROVED AS TO FO                                 | DRM: |
|                  | By  |      |

### **MUNICIPALITY**

| WITNESSES:            | Municipality: PEMBROKE PINES By Mayor-Commissioner |      |
|-----------------------|--|------|
|                       |  |      |
|                       | day of   | , 20 |
| ATTEST:               |  |      |
| By<br>Municipal Clerk |  |      |
| Municipal Clerk       | Municipal Manager                                  |      |
|                       | day of   | , 20 |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                  | DRM: |
|                       | Bv   |      |

### **MUNICIPALITY**

| WITNESSES:       | Municipality: PLANTATION<br>By<br>Mayor-Commissioner |      |
|------------------|--|------|
|                  |  |      |
|                  | day of   | , 20 |
| ATTEST:          |  |      |
| Ву               |  |      |
| Municipal Clerk  | Municipal Manager                                    |      |
|                  | day of   | , 20 |
| (CORPORATE SEAL) | APPROVED AS TO FO                                    | ORM: |
|                  | Bv   |      |

# **MUNICIPALITY**

| WITNESSES:       | Municipality: POMPANO BEACH<br>By<br>Mayor-Commissioner |      |
|------------------|---|------|
|                  |   |      |
|                  | day of  | , 20 |
| ATTEST:          |   |      |
| Ву               |   |      |
| Municipal Clerk  | Municipal Manager                                       |      |
|                  | day of  | , 20 |
| (CORPORATE SEAL) | APPROVED AS TO FO                                       | DRM: |
|                  | Ву  |      |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: SEA RANCH LAKES By Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk | Municipal   | Manager |
| Municipal Olerk       | day of  | U U     |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                   | DRM:    |
|                       | Ву  |         |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: SOUTHWEST RANCHES By Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk | Municipa  | Manager |
|                       | day of  | C C     |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                     | DRM:    |
|                       | Ву  |         |

### **MUNICIPALITY**

| WITNESSES:            | Municipality: SUNRISE<br>By<br>Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk | Municipal   | Manager |
|                       | day of  | , 20    |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                 | RM:     |
|                       | Ву  |         |

### **MUNICIPALITY**

| WITNESSES:            | Municipality: TAMARAC<br>By<br>Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk |   |         |
| Municipal Clerk       | Municipal   | Manager |
|                       | day of  | , 20    |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                 | DRM:    |
|                       | Bv  |         |

### **MUNICIPALITY**

| WITNESSES:            | Municipality: WESTON<br>By<br>Mayor-Commissioner |         |
|-----------------------|--|---------|
|                       |  |         |
|                       | day of   | , 20    |
| ATTEST:               |  |         |
| By<br>Municipal Clerk | Municipal  | Manager |
|                       | day of   | , 20    |
| (CORPORATE SEAL)      | APPROVED AS TO FO                                | RM:     |
|                       | Ву   |         |

| WITNESSES:            | Municipality: WEST PAR   | Municipality: WEST PARK By Mayor-Commissioner |  |
|-----------------------|--------------------------|---|--|
|                       | By<br>Mayor-Commissio    |   |  |
|                       | day of                   | , 20  |  |
| ATTEST:               |                          |   |  |
| By<br>Municipal Clerk |                          |   |  |
| Municipal Clerk       | Municipal M              | Municipal Manager                             |  |
|                       | day of                   | , 20  |  |
| (CORPORATE SEAL)      | APPROVED AS TO FOR       | RM:   |  |
|                       | By<br>Municipal Attorney |   |  |

# **MUNICIPALITY**

| WITNESSES:            | Municipality: WILTON MANORS By Mayor-Commissioner |         |
|-----------------------|---|---------|
|                       |   |         |
|                       | day of  | , 20    |
| ATTEST:               |   |         |
| By<br>Municipal Clerk | Municipal   | Manager |
|                       | day of  | Ū       |
| (CORPORATE SEAL)      | APPROVED AS TO FC                                 |         |
|                       | Ву  |         |

Florida Estimates of Population Bureau of Economic and Business Research, Population Division University of Florida Retrieved March 22, 2021